#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Daniel J. Bolda et al.

Serial No.: 09/675,858

Filed:

September 29, 2000

For: ADJUSTABLE GAIN PRECISION FULL WAVE RECTIFIER WITH

REDUCED ERROR

Group Art Unit: 2819

Examiner: Jean

er: Jeanglaude, Jean B.

Atty. Docket: 99AB139-A/YOD

ALBR:0067--1

Assistant Commissioner for Patents

Washington, D.C. 20231

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below:

January 23, 2

Synda Howell

Sir:

# PETITION UNDER 37 C.F.R. § 1.181 (or § 1.8 (b)) TO WITHDRAW HOLDING OF ABANDONMENT

This Petition is filed in response to the Notice of Abandonment (Exhibit 1) mailed on January 7, 2003. The Notice of Abandonment states that no proposed new formal drawings were received and that the above-referenced application has been abandoned because of Applicants' failure to timely file new formal drawings as required in the Notice of Allowability (Exhibit 2). In view of the remarks set forth below, Applicants respectfully request withdrawal of the holding of abandonment.

On October 23, 2002, Applicants timely filed new formal drawings as required in the Notice of Allowability. Attached is a copy of the transmittal (Exhibit 3) with the accompanying certificate of mailing and formal drawings. Also attached is the postcard (Exhibit 4) evidencing receipt by the Patent & Trademark Office on October 29, 2002.

Serial no. 09/675,858 Petition under 37 CFR § 1.181 Page 2

In view of these facts, a complete response to the Notice of Allowance was filed in a timely manner, so the above-referenced application was not abandoned and should not now be considered abandoned. Accordingly, it is respectfully requested that the attached documents be accepted and entered into the file for the above-referenced application. It is further respectfully requested that the Commissioner withdraw the holding of abandonment and reinstate the application with its original filing date.

For additional support, attached are a Statement (Exhibit 5) attesting on a personal knowledge basis to the timely mailing of the formal drawings, a copy of the issue fee transmittal (Exhibit 6), and a copy of the postcard (Exhibit 7) evidencing receipt of the issue fee transmittal. Finally, clean copies of the two sheets of formal drawings are enclosed.

It is not believed per 37 C.F.R. § 1.181 (or § 1.8(b)) that any fees are required for filing this Petition. However, the Commissioner is authorized to charge Assignee's Deposit Account No. 01-0857; Order No. 99AB139A/YOD (ALBR:0067--1) for any fees which may be required.

Respectfully submitted,

Date: 1/25/2003

Patrick S. Yofaer Reg. No. 37,479 Fletcher, Yoder & Van Someren

P.O. Box 692289 Houston, TX 77269-2289

CORRESPONDENCE ADDRESS
ALLEN-BRADLEY COMPANY, LLC
Paient Department/704P Floor 8 T-29
1201 South Second Street
Milwaukee, Wisconsin 53204
Attention: Mr. Alexander Gerasimow
Phone: (414) 382-2000

03/15/05 TUE 14:20 FAX 281 970 4503

FVV LAW

4:N. 16. 2003 11:42AM

ROCKWELL AUTOMATION

FYHIRIT

NO. 961 P. 2



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Г	APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIDENCE NO.				
3	09/675,858	09/29/2000	Daniel J. Bolda	99AB139-A	1079				
	7:	590 01/07/2003							
	John J Horn			EXAM	NER				
	Rockwell Auto 1201 South Sec	ond Street		JEANGLAUDE,	EAN BRUNER				
	Milwaukee, Wi	53204		ART UNIT	PAPER NUMBER				
				2819	P#16				
				DATE MAILED: 01/07/2003	ノ ' ''				

Please find below and/or attached an Office communication concerning this application or proceeding.



RESPONSE DUE

PTO-90C (Rev. 07-01)

FIRST NAMED APPLICANT

31N. 16. 2003 11:42AM

APPLICATION NUMBER

The reason(s) below:

FORM PTO-1432 (REV. 10-05)

91675, 858

ROCKWELL AUTOMATION

FILING DATE

NO. 961

EXHIBIT



# UNITED STATES DEPARTMENT OF COMMERCE

ATTORNEY DOCKET NO.

and because the period

ABANDONMENT

305-8380

CONTACT PERSON IS: TOM HAWKINS

.....

Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS

	•	EX	REMAN
	•	ART UNIT	PAPER NUMBER
			P H=16
	*	DATE MAILED:	•
			•
	NOTICE OF ABANDONMENT	• *	
This	application is abandoned in view of:		
	Applicant's failure to timely file a proper response to the Office letter mailed on		
	A response (with a Certificate of Mailing or Transmission of	) was received	on
	, which is after the expiration of the period for respon- time ofnonth(s)) which expired on	se (including a total exte	ension of
	A proposed response was received on	constitute a proper resi	conse to the final
	(A proper response to a final rejection consists only of: a timely filed amonds condition for allowance; a Notice of Appeal; or the filing of a continuing appl	ment which places the a loation under 37 CFR 1.	application in .62 (FWC).
	☐ No response has been received.		
	Applicant's failure to timely pay the required issue fee within the statutory period of the Notice of Allowance.	of three months from the	e mailing date
	The issue fee (with a Certificate of Mailing or Transmission of	) was received on	
	☐ The submitted issue fee of \$ is insufficient. The issue fee required	d by 37 CFR 1.18 is \$_	<del></del> -
	☐ The issue fee has not been received.		
ď	Applicant's failure to timely file new formal drawings as required in the Notice of	Allowability.	
1	Proposed new formal drawings (with a Certificate of Mailing or Transmission received on	af	) were
	☐ The proposed new formal drawings filed are not acc	ceptable.	
	No proposed new formal drawings have been received.		
	The express abandonment under 37 CFR 1.62(g) in favor of the FWC application	on filed on	
	The letter of express abandonment which is signed by the attorney or agent of interest, or all of the applicants.	record, the assignee of	the entire
	The letter of express abandonment which is signed by an attorney or agent (act 37 CFR 1.34(a) upon the filing of a continuing application.	ling in a representative	capacity under

☐ The decision by the Board of Patent Appeals and Interferences rendered on

for seeking court review of the decision has expired and there are no allowed claims.

FILING DATE

SMALL ENTITY

PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

FIGT 2

DATE DUE



### United States Patent and Trademark Office

INITED STATES DESARRATATION OF COLORORS OF PATENTS AND TRADEMARY

John J Hom Rockwell Automation 1201 South Second Street Milwaukee, WI 53204

APPLICATION NO

APPLN TYPE



ISSUE FEE

EXAMINER JEANGLAUDE, JEAN BRUNER ART UNIT CLASS-SUBCLASS 2810 341-130nm

DATE MAILED: 08/20/2002

PUBLICATION FEE

ATTORNEY DOCKET NO. CONFIDMATION NO 09/675 858 09/29/2000 Daniel J. Bolda 00 A R 1 70 A 1070 DOCKETED TITLE OF INVENTION: ADJUSTABLE GAIN PRECISION FULL WAVE RECTIFIER WITH REDUCED ERROR 700 OHEC

FIRST NAMED INVENTOR

\$1780 51280 11/20/2002 THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

#### HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown

B. If the status is changed, pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above and notify the United States Patent and Trademark Office of the change in status, or If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check the box below and enclose the PUBLICATION FEE and 1/2 the ISSUE FEE shown above.

TOTAL FEE(S) DUE

Applicant claims SMALL ENTITY status.
 See 37 CFR 1.27.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

Page 1 of 4

RAV ALBRIDOGT

03/15/05 TUE 14:21 FAX 281 970 4503	FYV LAW	Q
E HBIT 2		p. 2/3
	Application No.	Applicant(s)
Notice of Allowability	09/675,858	BOLDA ET AL.
,,,	Examiner	Art Unit
	Jean B Jeanglaude	2819
The MAILING DATE of this communication appr All claims being allowable, PROSECUTION ON THE MERTS IS herewith (or previously mailed). a Notice of Allowance (PTOL 83) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT R of the Office or upon petition by the applicant. See 37 CFR 1.313	(OR REMAINS) CLOSED in this ap or other appropriate communication IGHTS. This application is subject to	plication. If not included
1. M This communication is responsive to amendment files on the	06-19-02.	
2. The allowed claim(s) is/are 32-69.		
3. The drawings filed on are accepted by the Examine	er.	
Acknowledgment is made of a claim for foreign priority und     a) ☐ All b) ☐ Some* c) ☐ None of the:	der 35 U.S.C. § 119(a)-(d) or (f).	
1, Certified copies of the priority documents have	been received.	
2. Certified copies of the priority documents have		
3. Copies of the certified copies of the priority do		
International Bureau (PCT Rule 17.2(a)).		
* Certified copies not received:		
Acknowledgment is made of a claim for domestic priority u	nder 35 I I S C & 110(a) /to a provisi	onal application)
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Applicant has THREE MONTHS FROM THE "MAILING DATE" of below. Failure to timely comply will result in ABANDONMENT of		
7. A SUBSTITUTE OATH OR DECLARATION must be subminFORMAL PATENT APPLICATION (PTO-152) which gives reas	nitted. Note the attached EXAMINER son(s) why the oath or declaration is	S AMENDMENT or NOTICE OF deficient.
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<ol> <li>CORRECTED DRAWINGS must be submitted.</li> <li>(a) including changes required by the Notice of Draftsper</li> </ol>	ass's Retest Pressing Basinus / BTO	OARL attached
	Soll's Patent Diawing Neview ( F 10	-540) staciled
1) ☐ hereto or 2) ⊠ to Paper No. 9.		and the Second
(b) including changes required by the proposed drawing		
(c) including changes required by the attached Examiner	's Amendment / Comment or in the t	Unice action of Paper No
Identifying indicia such as the application number (see 37 CFR 1 of each sheet. The drawings should be filed as a separate paper	.84(c)) should be written on the drawin with a transmittal letter addressed to	ngs in the top margin (not the back) the Official Draftsperson.
9. DEPOSIT OF and/or INFORMATION about the depo attached Examiner's comment regarding REQUIREMENT FOR T		
Attachment(s)		
1 Notice of References Cited (PTO-892)	2□ Notice of Inform	al Patent Application (PTO-152)
3 Notice of Draftperson's Patent Drawing Review (PTO-948)		ary (PTO-413), Paper No.
5☐ Information Disclosure Statements (PTO-1449), Paper No	6 Examiner's Ame	
7 Examiner's Comment Regarding Requirement for Deposit		ement of Reasons for Allowance
of Biological Material	9☐ Other .	

U.S Patent and Trademark Office PTO-37 (Rev. 04-01)

of Biological Material

Notice of Allowability

Part of Paper No. 12.

PRIMARY EXAMINER



#### United States Patent and Trademark Office

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
09/675,858	09/29/2000	Daniel J. Bolda	99AB139-A	1079
7590 08/20/2002			EXAMIN	ER
John J Horn Rockwell Automation 1201 South Second Street Milwaukee, WI 53204			JEANGLAUDE, JE	AN BRUNER
			ART UNIT	PAPER NUMBER
			2819	
			DATE MAILED: 08/20/2002	

#### Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (application filed on or after May 29, 2000)

The patent term adjustment to date is 0 days. If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the term adjustment will be 0 days.

If a continued prosecution application (CPA) was filed in the above-identified application, the filing date that determines patent term adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) system. (http://pair.uspto.gov)

FYV IAW

@1032

JAN. 16. 2003 11:43AM

ROCKWELL AUTOMATION

EXHBIT 3

NO. 961 P.

p.1/3

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Daniel J. Bolda et al.

Serial No.: 09/675.858

Filed:

September 29, 2000

Bor-

ADJUSTABLE GAIN PRECISION

FULL WAVE RECTIFIER WITH

REDUCED ERROR

Group Art Unit:

2819

Examiner: Jeanglaude, Jean B.

Atty Docket: 99AB139-A/YOD

(ALBR:0067-1)

CERTIFICATE OF MAILING

Assistant Commissioner for Patents

Washington, D.C. 20231

ATTN: OFFICIAL DRAFTSMAN

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Weathington, D.C. 2021, on the date below:

10/23/02 Simila Howell

Sir:

#### TRANSMITTAL OF LORMAL DRAWINGS

Enclosed are two (2) sheets of formal dr: wings for the above-referenced patent application.

Respectfully submitted,

Patrick S. Yoder Reg. No. 37,479 Fletcher, Yoder & Van Someren P.O. Box 692289 (281) 970-4545 JAN. 16. 2003 11:43AM ROCKWELL AUTOMATION

EXHIBIT 3

NO. 961 P. 7

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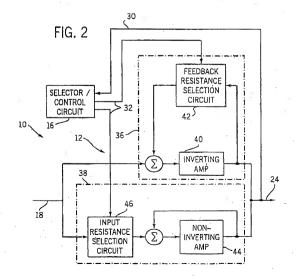
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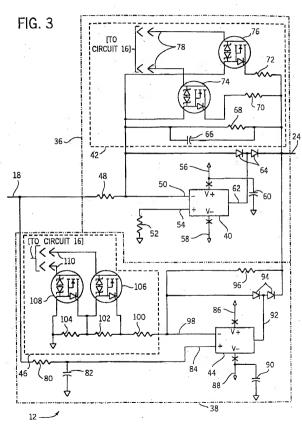
JAN. 16. 2003 11:44AM ROCKWELL AUTOMATION

NO. 961 P. 8

EXHIBIT 3

p. 3/3

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EXHBIT 4

p. 1./1

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Please indicate receipt of the below-identified paper:		OCT 2 9 2002		
☐ New application		Pages; D	wings:	Sheets
☐ Continuation ☐	Divisional CIP	PART FOR AN		
Response to Office Action de	Formal Drwings;	3 sheats o	Final R	ejection ,s awings
Assignment enclosed	Cert. Of Timely	y Mailing	☐ Expre	ss Mail
Identification of Application: Serial No.	09/675,858			
Title ADJUSTABLE GAIN		AVE RECTIF	ा पास	
WITH REDUCED ER Applicant Caniel J. Bo	lda et al.			
Client XXXXX Rockwell				`
File NoALBR: 0067-1/99	A3139A	Attorney	300	
Mailed 10/23/02.	Filed	Due Date_	11/20/02	
X		-	3-0	50

# Exhibit 5

. P. 1/2

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Daniel J. Bolda et al.

Serial No :

09/675.858

September 29, 2000

Filed:

ADJUSTABLE GAIN PRECISION FULL WAVE RECTIFIER WITH

REDUCED ERROR

Group Art Unit: 2819

Examiner-

Jeanglaude, Jean B.

Atty. Docket: 99AB139-A/YOD

ALBR:0067-1

Sir

For:

#### DECLARATION OF LYNDA HOWELL IN SUPPORT OF PETITION UNDER 37 C.F.R. § 1.181 (or 1.8(b)) TO WITHDRAW HOLDING OF ABANDONMENT

- I, Lynda Howell, a citizen of the United States of America, declare that:
- All statements herein made of my own knowledge are true and that all statements 1 herein made on information and belief are believed to be true and, further, that these statements are made with the knowledge that willful false statements, and the like, are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the Application or any patent issuing thereon.
  - 2. I reside at 7722 Covington Drive, Houston, Texas, 77095.
- I am employed at the firm of Fletcher, Yoder & Van Someren, located at 7915 FM 1960 West, Suite 330, Houston, Texas 77070. I support Pat Yoder who is outside counsel to Allen-Bradley Company and the attorney of record in the above-referenced Patent Application.
- On October 23, 2002, I filed the transmittal with attached formal drawings for the above-referenced Patent Application, and executed the accompanying certificate of mailing.

FYV LAW

D. 2/2

Serial no. 09/675,858 Declaration of Lynda Howell in Support of Petition Page 2:

 I attest on a personal knowledge basis to the timely mailing of the formal drawings on October 23, 2002 for the above-referenced Patent Application in response to the Notice of Allowance mailed on August 20, 2002.

Date: 1/23/03

Lynda Howell

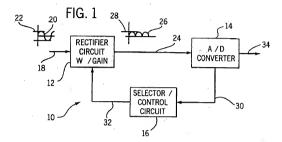
Fletcher, Yoder & Van Someren P.O. Box 692289

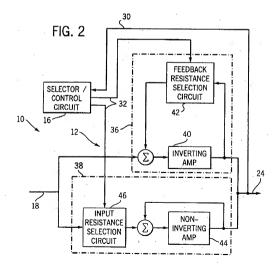
Houston, TX 77269-2289 Tel.: (281) 970-4545 Fax: (281) 970-4503

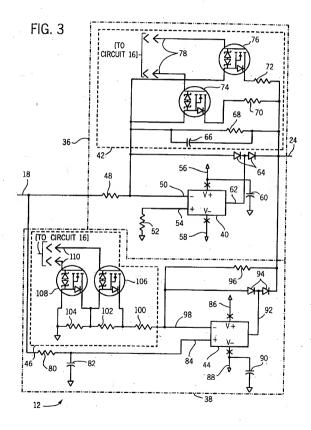
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				Susan	M. Donahue A	(Depositor's necess)	
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				Novemb	er 12, 2002	(Date)	
APPLICATION NO.	FILING DATE	PER		INVENTOR	ATTORNEY DOCKET NO	CONFERMATION NO.	
09/675,858	09/29/2000 ADJUSTABLE GAIN PRE		Deniel /		99AB139-A	1079	
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JEANGLAUDE, J	BAN BRUNER	2819	34	-139000			
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O "Fee Address" indicate PTO/SB/47; Rev 03-02 Number is required.	on (or "Fee Address" Indi or more recent) attached.	mion form Jee of a Customer	register				
ASSIGNEE NAME AND	RESIDENCE DATA TO	BE PRINTED ON THE	PATENT	print or type)			
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Publication Fee				dit card. Form PTO-203			
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(7)	requested to apply the 185	o ree and rubusation Fe	re (IT Eny)	π 10 rc-1pply any previ	ously paid issue foe to the applica	ion identified above.	
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TRANSMIT THIS FORM WITH FEE(S)
PTOL-SS (REV. 04-02) Approved for use through 01/31/2004. OMB 0651-0033 U.S. Parmi and Tridemark Office; U.S. DEPARTMENT OF COMMERCE

03	/15/05 TUE	14:24 FAX	281 970 4503	FYV LAW				Ø 039
JAN	. 16. 2003 1	1:43AM R	OCKWELL AUTOMATION	EXHIBIT	-	NO. 961	P. 4	
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		Applicant _	Daniel J. Bolda,	et al.			100 · · · <del>· 110 · · · ·</del>	
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Please indicate receipt of the below-identified paper.
☐ New Application ☐ Specification: Pages; Drawings: Sheets
☐ Continuation ☐ Divisional ☐ CIP ☐ CPA
☐ Response to Office Action dated ☐ Final Rejection  ☑ OtherStatus Inquity ☐
Assignment enclosed
Applicant

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE.

In re Application of:
Daniel I Bolda et al.

Serial No.: 09/675.858

Filed:

September 29, 2000

For: ADJUSTABLE GAIN PRECISION FULL WAVE RECTIFIER WITH

REDUCED ERROR

Group Art Unit: 2819

Examiner: Jeanglaude, Jean B.

Atty. Docket: ALBR:0067-1/YOD

99AB139-A

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF MAILING 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mall in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

February 11, 2004 Date Synda Howell

#### STATUS INQUIRY

A Petition under 37 C.F.R. § 1.181 (or 1.8(b)) to Withdraw Holding of Abandonment was filed on January 23, 2003 for above-referenced application and received in the Office of Patent Publication Director's Office on January 30, 2003. We again submitted the Petition to Withdraw Holding of Abandonment (via Facsimile) on November 5, 2003 to Examiner Hien Phan. However, since that time, Applicants have received no response from the United States Patent and Trademark Office. Applicants respectfully request that the Patent Office provide the undersigned with the current status of the above-referenced application.

The Patent Office is encouraged to contact the undersigned at the number listed below with any questions.

Respectfully submitted,

Date: 25/11 /2004

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